

Consolidated Appeal Nos. 15-1992, 15-2002

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**UNITED STATES COURT OF APPEALS FOR THE FEDERAL CIRCUIT**

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COMCAST IP HOLDINGS I, LLC,

*Plaintiff-Cross Appellant,*

v.

SPRINT COMMUNICATIONS COMPANY L.P.; SPRINT SPECTRUM L.P.;  
and NEXTEL OPERATIONS, INC.,

*Defendants-Appellants.*

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Appeal from the United States District Court for the District of Delaware  
in Case No. 12-205-RGA, The Honorable Richard G. Andrews

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**JOINT MOTION FOR STAY OF APPEAL**

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Pursuant to Federal Rule of Appellate Procedure and Federal Circuit Rule 27, Plaintiff-Cross Appellant Comcast IP Holdings I, LLC, (“Comcast”) and Defendants-Appellants Sprint Communications Company L.P., Sprint Spectrum L.P., and Nextel Operations, Inc. (collectively, “Sprint”) hereby jointly request that these consolidated appeals be stayed on the terms set forth below.

Sprint and Comcast (the “Parties”) are currently engaged in ongoing settlement negotiations and believe it may be possible to resolve all matters disputed in the above captioned appeals by negotiated settlement. The Parties are

engaged in patent litigation in the District of Kansas (Case No. 11-cv-2684-JWL) and in the Eastern District of Pennsylvania (Case No. 12-cv-859-JD), each of which was recently stayed pending these settlement discussions. Further, the Parties are concurrently moving to stay the appeal of yet another case, Appeal No. 15-1989, and stays have also been entered in the District of Delaware with respect to further proceedings in that court in the cases giving rise to these consolidated appeals and Appeal No. 15-1989.<sup>1</sup>

The Parties believe that a global stay of all patent litigations pending between them will facilitate settlement negotiations and minimize further litigation costs and burdens for the Parties and the Court. Accordingly, Sprint and Comcast respectfully request that the Court stay all scheduled deadlines, dates and proceedings in these consolidated appeals. The Parties further request that the Court's Order provide that the stay shall be lifted on February 4, 2016, unless the Court has granted a joint petition to extend the stay to facilitate the completion of settlement discussions.

### **CONCLUSION**

For the foregoing reasons, the Parties jointly request that these consolidated

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<sup>1</sup> The parties jointly sought a stay of this case in the District Court. Before granting that motion to stay, the District Court entered its August 10, 2015 Memorandum Opinion and Order regarding post-trial motions, which required both parties to file notices of appeal to preserve their rights.

appeals be stayed until February 4, 2016.

Dated: September 29, 2015

Respectfully submitted,

/s/ Anthony I. Fenwick

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**CERTIFICATE OF INTEREST**

Counsel for the Cross-Appellant Comcast IP Holdings I, LLC certifies the following pursuant to Federal Circuit Rule 47.4:

1. The full name of every party or amicus represented by me is:  
  
Comcast IP Holdings I, LLC
2. The name of the real party in interest (if the party named in the caption is not the real party in interest) represented by me is:  
  
None.
3. All parent corporations and any publicly held companies that own 10 percent or more of the stock of the party or amicus curiae represented by me are:  
  
Comcast IP Holdings I, LLC is a wholly owned subsidiary of Comcast Corporation, a publicly traded Pennsylvania corporation that has no parent corporation. No publicly held corporation owns 10% or more of Comcast Corporation's stock.
4. The names of all law firms and the partners or associates that appeared for the party or amicus now represented by me in the trial court or agency or are expected to appear in this case are:

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**CERTIFICATE OF SERVICE**

I hereby certify that on this 29th day of September, 2015, I caused the foregoing **JOINT MOTION FOR STAY OF APPEAL** to be filed with the Clerk of the Court using the CM/ECF System, which will serve via e-mail notice of such filing to all counsel of record.

Dated: September 29, 2015

Respectfully submitted,

/s/ Anthony I. Fenwick

Anthony I. Fenwick

*Attorney for Plaintiff-Cross Appellant  
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